

**ORDINANCE 2012- 04**

**WHEREAS**, a petition was duly filed with the City Council of the City of Bryant, Arkansas on the 21 day of November, 2011 asking the City Council to vacate and abandon part of a waterline easement filed for record as Instrument No. 1998-26123 in the real estate records of Saline County.

**WHEREAS**, after due notice as required by law, the council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the easement or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a easement herein described; has not been actually used by the public; that all the owners of property abutting upon the portion of the waterline easement to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of that portion of the waterline easement described below and shown on the attached drawing.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT ARKANSAS:

**Section 1.** The City of Bryant, Arkansas releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to a portion of the waterline easement filed for record as Instrument No. 1998-26123, described below:

AN EASEMENT 10 FEET IN CONTINUOUS AND UNIFORM WIDTH COMMENCING AT THE N.W. CORNER NE/4 SE/4 SECTION 16, T1S, R14W, SALINE COUNTY, ARKANSAS, THENCE S88°57'28"E 166.91 FEET TO THE CENTERLINE OF A 10 FOOT WATER LINE EASEMENT AND ALSO THE POINT OF BEGINNING OF SAID EASEMENT, THENCE ALONG SAID CENTERLINE S2°17'26"W 324.32 FEET, THENCE S5°56'42"W 51.84 FEET, THENCE S1°56'33"W 228.68 FEET, THENCE 185.37 ALONG A TO CURVE TO THE LEFT HAVING A DELTA ANGLE OF 53.10 FEET AND A RADIUS OF 200.00 FEET TO THE POINT OF TERMINATION, SAID POINT BEING A POINT ON THE PROPERTY LINE OF THE PARCEL.

MIDTOWN WATER LINE EASEMENT ABANDONMENT  
"SOUTH"

AN EASEMENT 10 FEET IN CONTINUOUS AND UNIFORM WIDTH COMMENCING AT THE TERMINATION POINT OF ABOVE DESCRIBED EASEMENT, THENCE 70.67 FEET ALONG A TO CURVE TO THE LEFT HAVING A DELTA ANGLE OF 20.25 FEET AND A RADIUS OF 200.00 FEET TO CENTERLINE OF A 10 FOOT WATER LINE EASEMENT AND ALSO THE POINT OF BEGINNING OF SAID EASEMENT, THENCE ALONG SAID CENTERLINE 24.95 FEET ALONG A TO CURVE TO THE LEFT HAVING A DELTA ANGLE OF 7.1467 FEET AND A RADIUS OF 200.00 FEET THE POINT OF TERMINATION, SAID POINT BEING A POINT ON THE PROPERTY LINE OF THE PARCEL.

**Section 2.** A copy of the ordinance duly certified by the city clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

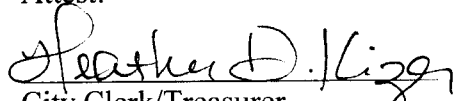
**Section 3.** This ordinance shall take effect and be in force from and after its passage.

Passed this 26<sup>th</sup> day of January, 2012.

Adopted by the Bryant City Council this 26 day of January, 2012

  
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Mayor

Attest:

  
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City Clerk/Treasurer